

ORDINANCE NO. 99 - 63

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA AMENDING THE 1989 COMPREHENSIVE PLAN AS ADOPTED BY ORDINANCE NO. 89-17, AS AMENDED; AMENDING THE **TRANSPORTATION ELEMENT** (TO REVISE THE THOROUGHFARE RIGHT OF WAY IDENTIFICATION MAP TO: 1) DELETE THE SEGMENT OF **DONALD ROSS ROAD** WEST OF JOG ROAD; 2) TO REDUCE THE RIGHT-OF-WAY FOR THE SEGMENT OF **NORTHLAKE BOULEVARD** WEST OF ITS FUTURE INTERSECTION WITH STATE ROAD 7 TO THE WESTERN EDGE OF THE PALM BEACH GARDENS MUNICIPAL GOLF CLUB; 3) TO ADD THE SEGMENT OF **13TH STREET** FROM ALTERNATE A1A/OLD DIXIE HIGHWAY TO THE PORT OF PALM BEACH); PROVIDING FOR INCLUSION IN THE 1989 COMPREHENSIVE PLAN; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

**WHEREAS**, on August 31, 1989, the Palm Beach County Board of County Commissioners adopted the 1989 Comprehensive Plan by Ordinance No. 89-17; and

**WHEREAS**, the Palm Beach County Board of County Commissioners amends the 1989 Comprehensive Plan as provided by Chapter 163, Part II, Florida Statutes; and

**WHEREAS**, the Palm Beach County Board of County Commissioners have initiated amendments to several elements of the Comprehensive Plan in order to promote the health, safety and welfare of the public of Palm Beach County; and

**WHEREAS**, the Palm Beach County Local Planning Agency conducted a public hearing on June 11, 18 and 25, July 9, August 13, and November 19, 1999 to review the proposed amendments to the Palm Beach County Comprehensive Plan and made recommendations regarding the proposed amendments to the Palm Beach County Board of County Commissioners pursuant to Chapter 163, Part II, Florida Statutes; and

**WHEREAS**, the Palm Beach County Board of County Commissioners, as the governing body of Palm Beach County, conducted a public hearing pursuant to Chapter 163, Part II, Florida Statutes, on July 28, August 17 and 24, 1999 to review the recommendations of the Local Planning

1 Agency, whereupon the Board of County Commissioners authorized  
2 transmittal of proposed amendments to the Department of Community  
3 Affairs for review and comment pursuant to Chapter 163, Part II,  
4 Florida Statutes; and

5 WHEREAS, Palm Beach County received on November 16, 1999 the  
6 Department of Community Affairs "Objections, Recommendations, and  
7 Comments Report," dated November 12, 1999 which was the Department's  
8 written review of the proposed Comprehensive Plan amendments; and

9 WHEREAS, the written comments submitted by the Department of  
10 Community Affairs contained no objections to the amendments contained  
11 in this ordinance;

12 WHEREAS, on December 13, 1999 the Palm Beach County Board of  
13 County Commissioners held a public hearing to review the written  
14 comments submitted by the Department of Community Affairs and to  
15 consider adoption of the amendments; and

16 WHEREAS, the Palm Beach County Board of County Commissioners has  
17 determined that the amendments comply with all requirements of the  
18 Local Government Comprehensive Planning and Land Development  
19 Regulations Act.

20 NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY  
21 COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

22 Part I. Amendments to the 1989 Comprehensive Plan

23 Amendments to the text and maps of the following Element of the  
24 1989 Comprehensive Plan are hereby adopted and attached to this  
25 Ordinance in Exhibit 1:

26 A. Transportation Element, Thoroughfare Right-of-Way  
27 Identification Map, to delete the segment of Donald Ross Road west  
28 of Jog Road;

29 B. Transportation Element, Thoroughfare Right-of-Way  
30 Identification Map, to reduce the right-of-way for the segment of  
31 Northlake Boulevard west of its future intersection with State



1 Road 7 to the western edge of the Palm Beach Gardens Municipal  
2 Golf Club; and

3 C. Transportation Element, Thoroughfare Right-of-Way  
4 Identification Map, to add the segment of 13th Street from  
5 Alternate A1A/Old Dixie Highway to the Port of Palm Beach.

6 Part II. Repeal of Laws in Conflict

7 All local laws and ordinances applying to the unincorporated area  
8 of Palm Beach County in conflict with any provision of this ordinance  
9 are hereby repealed to the extent of such conflict.

10 Part III. Severability

11 If any section, paragraph, sentence, clause, phrase, or word of  
12 this Ordinance is for any reason held by the Court to be  
13 unconstitutional, inoperative or void, such holding shall not affect  
14 the remainder of this Ordinance.

15 Part IV. Inclusion in the 1989 Comprehensive Plan

16 The provision of this Ordinance shall become and be made a part  
17 of the 1989 Palm Beach County Comprehensive Plan. The Sections of the  
18 Ordinance may be renumbered or relettered to accomplish such, and the  
19 word "ordinance" may be changed to "section," "article," or any other  
20 appropriate word.

21 Part V. Effective Date

22 The effective date of this plan amendment shall be the date a  
23 final order is issued by the Department of Community Affairs or  
24 Administration Commission finding the amendment in compliance in  
25 accordance with Section 163.3184, Florida Statutes, whichever occurs  
26 earlier. No development orders, development permits, or land uses  
27 dependent on this amendment may be issued or commence before it has  
28 become effective. If a final order of noncompliance is issued by the  
29 Administration Commission, this amendment may nevertheless be made  
30 effective by adoption of a resolution affirming its effective status,  
31 a copy of which resolutions shall be sent to the Department of  
32 Community Affairs, Bureau of Local Planning, 2740 Centerview Drive,

1 Tallahassee, Florida 32399-2100.

2 APPROVED AND ADOPTED by the Board of County Commissioners of Palm  
3 Beach County, on the 13 day of December, 1999.

4 ATTEST:  
5 DOROTHY H. WILKEN, Clerk

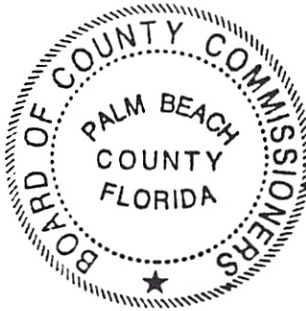
PALM BEACH COUNTY, FLORIDA,  
BY ITS BOARD OF COUNTY COMMISSIONERS

6 By: Joan Haverly  
7 Deputy Clerk

By: Maudie Ford Lee  
Chair

8 APPROVED AS TO FORM AND  
9 LEGAL SUFFICIENCY

10 Robert P. [Signature]  
11 COUNTY ATTORNEY



12 Filed with the Department of State on the 23rd day  
13 of December, 1999.

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**EXHIBIT 1**

**TABLE OF CONTENTS**

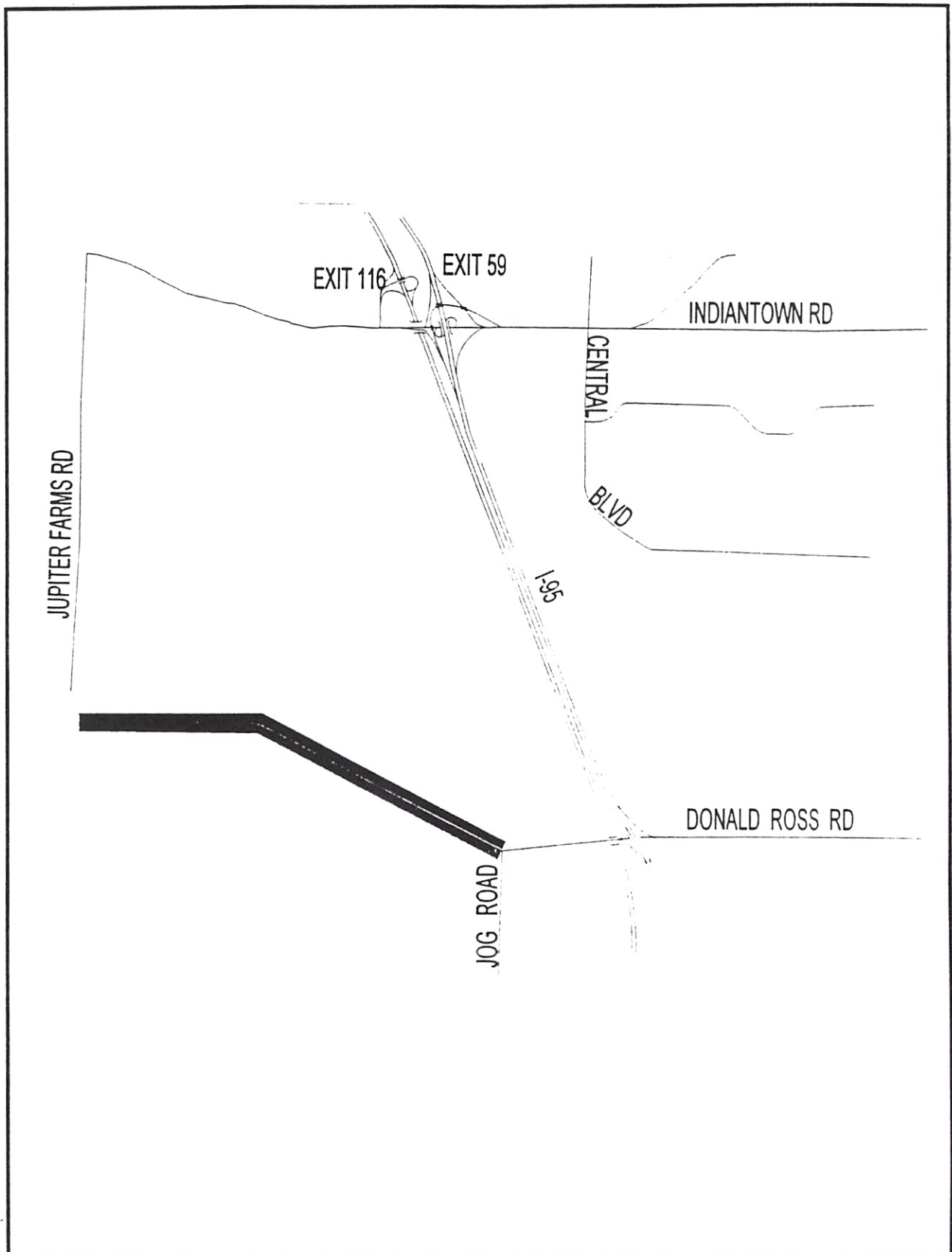
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<b>A.</b>	<b>Transportation Element, Thoroughfare Right-of-way Identification Map . . . . .</b>	<b>6</b>
	To revise with regards to Donald Ross Road	
<b>B.</b>	<b>Transportation Element, Thoroughfare Right-of-way Identification Map . . . . .</b>	<b>7</b>
	To revise with regards to Northlake Boulevard	
<b>C.</b>	<b>Transportation Element, Thoroughfare Right-of-way Identification Map . . . . .</b>	<b>8</b>
	To revise with regards to 13 <sup>th</sup> Street	

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- A. **Transportation Element, Thoroughfare Right-of-way Identification Map**, to revise with regards to Donald Ross Road

**REVISION:** To delete the 120 feet right-of-way segment of Donald Ross Road west of Jog Road.



**B. Transportation Element, Thoroughfare Right-of-way Identification Map, to revise with regards to Northlake Boulevard**

**REVISIONS:** To reduce the segment of Northlake Boulevard between its future intersection with State Road 7 to the western edge of the Palm Beach Gardens Municipal Golf Club from 180 ft and 240 ft rights-of-way to a 120 ft right-of-way.

